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7      Attorney for *Defendant Jesus Magallanes*

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10     UNITED STATES OF AMERICA,  
11        Plaintiff,  
12        vs.  
13     JESUS MAGALLANES,  
14        Defendant.

15    No. 10-CR-00112-DLJ

16    STIPULATION AND ORDER  
17    CONTINUING CHANGE OF PLEA/FURTHER  
18    STATUS CONFERENCE

19    Date: July 16, 2010  
20    Time: 9:00 a.m.  
21    Hon. D. Lowell Jensen

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23    **STIPULATION FOR CONTINUANCE OF  
24    CHANGE OF PLEA/FURTHER STATUS CONFERENCE**

25       It is hereby stipulated and agreed to between the United States of America through CYNTHIA  
26       LEWIS STIER, Assistant United States Attorney, and defendant, JESUS MAGALLANES, by and through  
27       his respective counsel, that the change of plea/further status conference in the above-captioned matter set  
28       for Friday, July 16, 2010, be continued to Friday, July 30, 2010, at 9:00 a.m.

29       The parties further stipulate that the time period from Friday, July 16, 2010, up to and including  
30       the new change of plea/further status conference date of Friday, July 30, 2010, should be excluded from  
31       computation of the time for commencement of trial under the Speedy Trial Act. The parties stipulate that  
32       the ends of justice are served by the Court excluding such time, so that defense counsel may have  
33       reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18  
34       U.S.C. § 3161 (h) (7) (B) (iv). Specifically, defendant agrees that his counsel needs additional time to  
35       continue discussions with the government regarding potential resolution of the case, review produced  
36       discovery in the case, and effectively evaluate the posture of the case and potentially prepare for trial. See  
37       *id.*

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1 For these reasons, the defendant, defense counsel, and the government stipulate and agree that the  
2 interests of justice served by granting this continuance outweigh the best interests of the public and the  
3 defendant in a speedy trial. 18 U.S.C. § 3161 (h) (7) (B) (iv); 18 U.S.C. § 3161 (h) (7) (B) (ii).

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5 Respectfully Submitted,

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7 DATE: July 12, 2010

By: /s/ Robert J. Beles  
ROBERT J. BELES  
Counsel for Jesus Magallanes

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10 DATE: July 12, 2010

By: /s/ Cynthia Lewis Stier  
CYNTHIA LEWIS STIER  
Assistant U.S. Attorney

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12 **IT IS SO ORDERED.**

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14 Dated: July 13, 2010

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D. LOWELL JENSEN  
UNITED STATES DISTRICT JUDGE

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